

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ELIZABETH LEONARD,

Plaintiff,

-against-

MIDLAND FUNDING, LLC and  
PRESSLER & PRESSLER, LLP

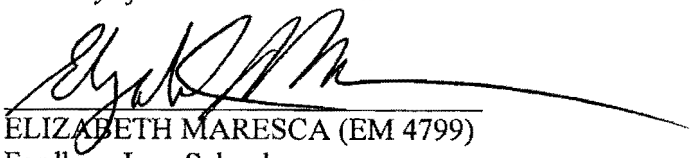
Defendants.  
-----X

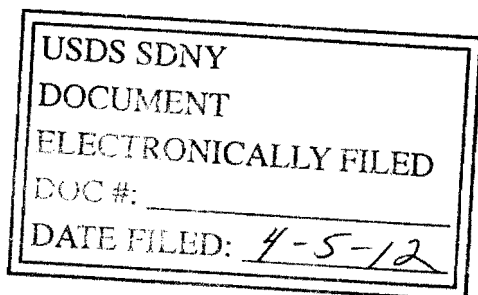
**PLEASE TAKE NOTICE** that upon the annexed Declaration of Elizabeth Maresca, affirmed on January 26, 2012 and the accompanying Memorandum of Law in support, Elizabeth Leonard will move this Court before the Honorable P. Kevin Castel, United States District Judge, for an Order that the State Court Order was a *de facto* realignment of the parties, making Leonard the plaintiff and Midland the defendant as of November 29, 2010; or in the alternative an Order 1) realigning the parties according to their real interests, such that Midland, as defendant sought removal to this Court, 2) remanding the case to state court, or 3) effecting such other and further relief as it deems just and proper.

Dated: January 26, 2012  
New York, New York

Respectfully submitted,

LINCOLN SQUARE LEGAL SERVICES, INC.  
Attorneys for Elizabeth Leonard

BY:   
ELIZABETH MARESCA (EM 4799)  
Fordham Law School  
33 West 60th Street, 3rd Floor  
New York, New York 10023  
Tel: (212) 636-7353  
emaresca@law.fordham.edu



*This motion was  
disposed of by Order in  
11 Cr 7616 (DE 26). The  
case 11 Cr 8509, remains  
administratively closed as  
the motion (DE 7)  
in  
11 Cr.  
8509  
should be  
terminated.*

*SO ORDERED*

*USDJ  
4-5-12*